

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

IN RE COLUMBIA UNIVERSITY  
PATENT LITIGATION

No. 04-MDL-01592

This Document Relates To:  
No. 03-CV-11329-MLW

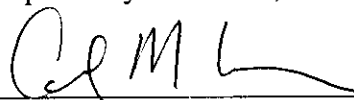
**FILED**  
Clerk's Office  
USDC, Mass.  
Date 9-22-04  
By [Signature]  
Deputy Clerk

**ASSENTED-TO MOTION OF BIOGEN IDEC MA, INC. AND GENZYME  
CORPORATION FOR LEAVE TO FILE AN OVERLENGTH MEMORANDUM OF  
LAW IN OPPOSITION TO COLUMBIA UNIVERSITY'S MOTION TO DISMISS**

Biogen Idec MA, Inc. ("Biogen") and Genzyme Corporation ("Genzyme"), two of the plaintiffs in *Biogen, Inc. v. Trustees of Columbia University*, No. 03-CV-11329-MLW (D. Mass. filed July 15, 2003), respectfully seek leave to file an overlength memorandum of law in opposition to Columbia University's Motion to Dismiss. The length of the memorandum is necessary because, among other things, the memorandum presents detailed, confidential information about ongoing research and development activities of both Biogen and Genzyme, activities which fall outside the scope of the limited covenant not to sue on which Columbia bases its Motion. Biogen and Genzyme believe that consideration of such information will be helpful to the Court in resolving Columbia's Motion.

Dated: September 22, 2004

Respectfully submitted,

  
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GENZYME CORPORATION

**CERTIFICATION OF COUNSEL**

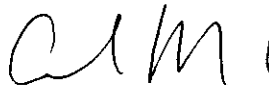
Pursuant to Local Rule 7.1(A)(2), the undersigned certifies that counsel for plaintiffs Biogen and Genzyme conferred with counsel for defendant Trustees of Columbia University ("Columbia"), who have assented to this motion.



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**CERTIFICATE OF SERVICE**

I hereby certify that on the 22d day of September, 2004, I caused a true copy of the above document to be served upon counsel of record for all parties in this action.



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